

Message Text

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ACTION CU-04

INFO OCT-01 EUR-06 EA-07 ISO-00 NSC-07 NSCE-00 SS-20

USIA-15 SAM-01 SAJ-01 L-03 SMI-01 CIAE-00 INR-10

NSAE-00 PRS-01 PA-04 NSF-04 /085 W

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R 180720Z MAR 74

FM USLO PEKING

TO SECSTATE WASHDC 1517

INFO AMEMBASSY OTTAWA

AMCONSUL HONG KONG

C O N F I D E N T I A L SECTION 1 OF 2 PEKING 0455

E.O. 11652: GDS

TAGS: SCUL CH

SUBJ: CHINESE ARCHAEOLOGICAL EXHIBITION

REF: STATE 050665 (NOTAL)

1. FOLLOWING IS TEXT OF AGREEMENT BETWEEN PRC AND CANADA ON CHINESE ARCHAEOLOGICAL EXHIBITION, SIGNED FRIDAY, MARCH 15, BY CANADIAN AMBASSADOR SMALL AND PRC VICE FOREIGN MINISTER YU CHAN.

2. BEGIN TEXT. AGREEMENT BETWEEN THE GOVERNMENT OF CANADA AND THE GOVERNMENT OF THE PEOPLE'S REPUBLIC OF CHINA CONCERNING THE EXHIBITION OF ARCHAEOLOGICAL FINDS OF THE PEOPLE'S REPUBLIC OF CHINA

THE GOVERNMENT OF CANADA AND THE GOVERNMENT OF THE PEOPLE'S REPUBLIC OF CHINA (HEREINAFTER REFERRED TO AS THE CHINESE GOVERNMENT),

FOR THE PURPOSE OF HOLDING AN EXHIBITION OF ARCHAEOLOGICAL FINDS OF THE PEOPLE'S REPUBLIC OF CHINA IN TORONTO,

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HAVE AGREED AS FOLLOWS:

ARTICLE I

WITH A VIEW TO DEVELOPING THE GOOD RELATIONS AND CULTURAL EXCHANGES BETWEEN THE TWO COUNTRIES, AND FOLLOWING AN INVITATION BY THE CANADIAN GOVERNMENT TO THE CHINESE GOVERNMENT, THERE SHALL BE HELD AT THE ROYAL ONTARIO MUSEUM IN TORONTO FROM AUGUST 7 TO NOVEMBER 16, 1974 AN EXHIBITION OF ARCHAEOLOGICAL FINDS OF THE PEOPLE'S REPUBLIC OF CHINA.

ARTICLE II

THE BODY RESPONSIBLE FOR THE EXHIBITION ON THE CHINESE SIDE IS THE CHINESE COMMITTEE FOR THE ORGANIZATION OF EXHIBITIONS OF ARCHAEOLOGICAL FINDS. THE BODY RESPONSIBLE FOR THE EXHIBITION OF THE CANADIAN SIDE IS THE CHINESE EXHIBITION COUNCIL OF THE ROYAL ONTARIO MUSEUM IN TORONTO, CANADA. THE SPECIFIC ARRANGEMENTS CONCERNING THE HOLDING OF THE EXHIBITION SHALL BE DETERMINED BETWEEN THE TWO BODIES MENTIONED ABOVE.

ARTICLE III

ANNEX A TO THIS AGREEMENT CONTAINS A LIST OF THE OBJECTS TO BE EXHIBITED; THE INDIVIDUAL VALUATION OF EACH EXHIBIT IS CONTAINED IN ANNEX B TO THIS AGREEMENT. THESE ANNEXES SHALL NOT BE SUBJECT TO MODIFICATION EXCEPT WITH THE CONSENT OF THE TWO BODIES RESPONSIBLE FOR THE EXHIBITION.

ARTICLE IV

THE CANADIAN GOVERNMENT SHALL BE RESPONSIBLE FOR THE SECURITY OF THE EXHIBITS LISTED IN ANNEX A TO THIS AGREEMENT. AFTER THE ARRIVAL OF THE EXHIBITS IN CANADA, THE CANADIAN GOVERNMENT SHALL ADOPT COMPREHENSIVE MEASURES TO ENSURE THE SECURITY OF THE EXHIBITS AND FACILITATE THE SMOOTH HANDLING OF THE EXHIBITION.

ARTICLE V
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THE EXHIBITS SHALL BE HANDED OVER IN STOCKHOLM BY A REPRESENTATIVE OF THE CHINESE GOVERNMENT TO A REPRESENTATIVE OF THE CANADIAN GOVERNMENT; THE PROCEDURE FOR HANDING OVER THE OBJECTS SHALL BE DETERMINED BETWEEN THE BODIES RESPONSIBLE FOR THE EXHIBITION ON THE TWO SIDES.

ARTICLE VI

IN THE EVENT THAT THE OBJECTS ARE DAMAGED OR LOST DURING SHIPMENT FROM STOCKHOLM TO TORONTO, OR DURING THE PERIOD IN WHICH THE EXHIBITS ARE IN CANADA, THE CANADIAN GOVERNMENT SHALL INDEMNIFY THE CHINESE GOVERNMENT IN ACCORDANCE WITH THE INDIVIDUAL VALUATIONS OF THE EXHIBITS SET OUT IN ANNEX B TO THIS AGREEMENT. HOWEVER, IN THE EVENT THAT LOSS OR DAMAGE RESULTS FROM ACTS OF FORCE MAJEURE, CRASH OF AN AIRCRAFT, WAR OR WARLIKE OPERATIONS OR STRONG EARTHQUAKES, COMPENSATION SHALL BE PAID AT AT RATE OF 50 PER CENT OF THE VALUE LISTED FOR THE INDIVIDUAL ITEMS IN ANNEX B TO THIS AGREEMENT.

ARTICLE VII

THE CANADIAN GOVERNMENT SHALL GUARANTEE THE EXPENSES FOR THE EXHIBITS TO BE TRANSPORTED FROM STOCKHOLM TO TORONTO. THE MEANS OF TRANSPORT SHALL BE PROVIDED BY THE CANADIAN SIDE.

ARTICLE VIII

ANY QUESTIONS OR DISPUTES WHICH MAY ARISE IN CONNECTION WITH THIS EXHIBITION SHALL BE SETTLED THROUGH CONSULTATION BETWEEN THE TWO GOVERNMENTS.

ARTICLE IX

THIS AGREEMENT SHALL ENTER INTO FORCE ON SIGNATURE AND SHALL REMAIN IN FORCE UNTIL THE COMPLETE FULFILMENT BY THE TWO SIDES OF ALL THEIR OBLIGATIONS ARISING THEREFROM.

DONE IN DUPLICATE AT PEKING THIS 15TH DAY OF MARCH
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1974, IN THE ENGLISH, FRENCH AND CHINESE LANGUAGES, EACH VERSION BEING EQUALLY AUTHENTIC.

FOR THE GOVERNMENT OF FOR THE GOVERNMENT OF
CANADA: THE PEOPLE'S REPUBLIC OF
CHINA:

END TEXT.

3. FOLLOWING IS TEXT OF AGREEMENT BETWEEN ROYAL ONTARIO MUSEUM AND THE CHINESE COMMITTEE FOR THE ORGANIZATION OF ARCHAEOLOGICAL FINDS, TO BE SIGNED IN OTTAWA.
JENKINS

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ACTION CU-04

INFO OCT-01 EUR-06 EA-07 ISO-00 NSC-07 NSCE-00 SS-20

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FM USLO PEKING

TO SECSTATE WASHDC 1518

INFO AMEMBASSY OTTAWA

AMCONSUL HONG KONG

C O N F I D E N T I A L SECTION 2 OF 2 PEKING 0455

4. BEGIN TEXT. AGREEMENT BETWEEN THE CHINESE EXHIBITION COUNCIL OF THE ROYAL ONTARIO MUSEUM IN TORONTO, CANADA AND THE CHINESE COMMITTEE FOR THE ORGANIZATION OF EXHIBITIONS OF ARCHAEOLOGICAL FINDS CONCERNING "THE EXHIBITION OF ARCHAEOLOGICAL FINDS OF THE PEOPLE'S REPUBLIC OF CHINA"

IN ACCORDANCE WITH THE PROVISIONS OF THE AGREEMENT BETWEEN THE GOVERNMENT OF CANADA AND THE GOVERNMENT OF THE PEOPLE'S REPUBLIC OF CHINA CONCERNING "THE EXHIBITION OF ARCHAEOLOGICAL FINDS OF THE PEOPLE'S REPUBLIC OF CHINA", THE CHINESE EXHIBITION COUNCIL OF THE ROYAL ONTARIO MUSEUM IN TORONTO, CANADA (HEREINAFTER REFERRED TO AS THE CANADIAN SIDE) AND THE CHINESE COMMITTEE FOR THE ORGANIZATION OF EXHIBITIONS OF ARCHAEOLOGICAL FINDS (HEREINAFTER REFERRED TO AS THE CHINESE SIDE) HAVE AGREED AS FOLLOWS:

ARTICLE I

THE CHINESE SIDE WILL PROVIDE THE CANADIAN SIDE WITH THE OBJECTS TO BE EXHIBITED. ANNEX A TO THE ABOVEMENTIONED AGREEMENT CONTAINS A LIST OF THE OBJECTS TO BE EXHIBITED, AND ANNEX B GIVES THEIR INDIVIDUAL VALUATION.

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THE CANADIAN SIDE SHALL NOT MAKE ANY CHANGES IN THE NANDA OF EXHIBITS, CHARTS, CAPTIONS AND ORDER OF DISPLAY PRESCRIBED BY THE CHINESE SIDE.

ARTICLE II

EACH OBJECT TO BE EXHIBITED WILL BE PHOTOGRAPHED AND WHERE AN OBJECT HAS BEEN DAMAGED OR REPAIRED AS MANY PHOTOGRAPHS AS ARE NECESSARY WILL BE TAKEN OF IT. AFTER VERIFYING THESE PHOTOGRAPHS WITH THE ORIGINAL OBJECTS THE REPRESENTATIVES OF BOTH SIDES WILL SIGN THE RELEVANT PHOTOGRAPHS. THE CANADIAN SIDE UNDERTAKES TO RETURN THE SAID OBJECTS TO THE CHINESE SIDE.

ARTICLE III

THE CHINESE SIDE WILL HAND OVER THE OBJECTS TO THE CANADIAN SIDE IN SOBCKHOLM. REPRESENTATIVES OF BOTH SIDES WILL BE PRESENT AT THE MOMENT OF HANDOVER AND PACKING. EACH ITEM WILL BE EXAMINED AND A REPORT WRITTEN ON IT WILL BE SIGNED BY THE REPRESENTATIVES OF BOTH SIDES. WHEN THE OBJECTS ARE UNPACKED AFTER ARRIVAL IN CANADA, THE REPRESENTATIVES OF BOTH SIDES WILL EXAMINE THE EXHIBITS AND WRITE AND SIGN A REPORT ON THEM.

ARTICLE IV

WHEN THE OBJECTS ARE REPACKED AFTER THE CLOSE OF THE EXHIBITION, THE REPRESENTATIVES OF BOTH SIDES WILL EXAMINE THE CONDITION OF THE OBJECTS AND SIGN THE REPORTS WHICH THEY HAVE WRITTEN ON THEM. IN THE EVENT THAT THE OBJECTS ARE DESTINED FOR EXHIBITION IN A THIRD COUNTRY, A REPRESENTATIVE OF THE THIRD COUNTRY WILL BE INVITED TO BE PRESENT IN ORDER TO EXAMINE THE EXHIBITS AND SIGN REPORTS PREPARED ON THEM.

ARTICLE V

WHILE THE OBJECTS ARE IN CANADA, THEY MAY NOT BE TAKEN OUT OF THE SHOW CASES FOR REPRODUCTION, COPYING

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OR PHOTOGRAPHY WITHOUT PERMISSION OF THE CHINESE SIDE.

ARTICLE VI

WITH THE EXCEPTION OF THE COSTS CONCERNED WITH THE
TRANSPORT OF THE EXHIBITS DEALT WITH IN THE INTERGOVERNMENTAL
AGREEMENT, THE PROVISIONS FOR OTHER EXPENSES CONCERNED
WITH THE EXHIBITION ARE AS FOLLOWS:

(1) THE CHINESE SIDE WILL BEAR THE EXPENSE OF
ASSEMBLING THE EXHIBITS AND PACKING THEM IN CHINA.

(2) THE CANADIAN SIDE WILL BEAR ALL THE EXPENSES
CONNECTED WITH THE MOUNTING OF THE EXHIBITION IN CANADA.

(3) THE CHINESE SIDE WILL SEND TWO OFFICIALS AND
AN INTERPRETER TO ESCORT THE EXHIBITION. THEIR
TRAVELLING EXPENSES TO AND FROM CANADA WILL BE PAID FOR BY
THE CHINESE SIDE. THE CANADIAN SIDE WILL BEAR THE EXPENSES OF THEIR
BOARD AND LODGING, TRAVELLING AND MEDICAL EXPENSES WHILE THEY ARE
IN CANADA.

ARTICLE VII

THE PROCEEDS OF THE EXHIBITION WILL GO TO THE CANADIAN SIDE.

ARTICLE VIII

THE CHINESE SIDE WILL SUPPLY THE CANADIAN SIDE
WITH THE FILMS "NEW DISCOVERIES IN ARCHAEOLOGY" AND
"CULTURAL RELICS DISCOVERED DURING THE CULTURAL REVOLUTION"
FOR SHOWING IN CANADA.

ARTICLE IX

ANY DIFFERENCES WHICH MAY ARISE IN CARRYING OUT
THE TERMS OF THIS AGREEMENT WILL BE SETTLED THROUGH
CONSULTATION BETWEEN THE REPRESENTATIVES OF BOTH SIDES.
IF NECESSARY IT WILL BE REFERRED TO THE TWO GOVERNMENTS.

ARTICLE X CONFIDENTIAL

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THIS AGREEMENT SHALL COME INTO FORCE ON SIGNATURE
AND SHALL REMAIN IN FORCE UNTIL THE COMPLETE FULFILMENT
BY THE TWO SIDES OF ALL THEIR OBLIGATIONS ARISING THEREFROM.

DONE IN DUPLICATE AT OTTAWA THIS DAY OF 1974,
IN THE ENGLISH AND CHINESE LANGUAGES, BOTH TEXTS BEING
EQUALLY AUTHENTIC.

FOR THE

FOR THE

CHINESE EXHIBITION COUNCIL CHINESE COMMITTEE FOR THE
OF THE ROYAL ONTARIO MUSEUM ORGANIZATION OF EXHIBITIONS
IN TORONTO, CANADA OF ARCHAEOLOGICAL FINDS

END TEXT.
JENKINS

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